

**Yellow Medicine County Board Meeting Minutes  
May 22, 2007**

Chairman Antony called this regular meeting of the Yellow Medicine County Board to order at 12:30 p.m. with Commissioners Louis Sherlin, Gary Johnson, Jane Remiger, Dick Wambeke and Ron Antony present. Also present were County Administrator Ryan Krosch, County Attorney Keith Helgeson, Granite Falls Advocate Tribune reporter Scott Tedrick and Marshall Independent reporter Robert Wolfington.

**Approve Agenda 05-22-07-01** Motion by Commissioner Sherlin and second by Commissioner Wambeke to approve the agenda with the following additions: Replace sheriff's vehicle under the Regular Agenda, Catherine Thomas re-appointment to County Social Services Board under Consent Agenda, Highway 59 letter under Commissioner's Reports and County Museum under Regular Agenda. Motion carried unanimously.

**Consent Agenda 05-22-07-02** Motion by Commissioner Remiger and second by Commissioner Wambeke to approve the consent agenda items as follows: minutes of the May 8, 2007, County Board meeting; Off-sale beer license for Ruth's Service; Catherine Thomas re-appointment to County Social Services Board effective July 5, 2007. Motion carried unanimously.

**Citizen Comments** There was no citizens present to be heard.

**Commissioner Reports** Commissioner Antony reported on the Rural Energy Board and SW Solid Waste meeting. Commissioner Wambeke reported on the AFSCME Union meeting and pandemic planning meeting. Commissioner Remiger reported on the MN Valley Regional Railroad. Commissioner Johnson reported on the Pioneer Library Board, County Task Force, Prairie Lakes Detention Center, RDC, MnRAA and discussed submitting a letter to legislators and congressmen about Highway 59 safety issues. Commissioner Sherlin reported on an Area II meeting.

**Department Reports** County Engineer Andy Sander gave a highway department update.

**Canby Shop 05-22-07-03** Engineer Andy Sander presented the Board with a final payment resolution for the electrical work on the Canby shop. Motion by Commissioner Sherlin and second by Commissioner Remiger to approve the following resolution:

WHEREAS, Canby 2005 shop addition electrical work, have in all things been completed and the County Board being fully advised in the premise.

NOW THEREFORE BE IT RESOLVED, that the County of Yellow Medicine hereby accepts said completed project for and in behalf of the County of Yellow Medicine and authorizes final payment to Vlaminc Electric, Inc. in the amount of \$4,393.00 for the final contract amount totaling \$7,338.00. Motion carried with Commissioner Wambeke abstaining from the vote due to a conflict of interest.

Engineer Sander and the Board discussed inviting Upper Sioux Community to a Board meeting to discuss road issues.

**Review of Upcoming Meetings and Events** The Board reviewed upcoming meetings and events.

**Regular Agenda:**

**Scott Pederson – Feedlot CUP 05-22-07-04** County Zoning Administrator Randy Jacobson presented a recommendation from the Planning Commission for approval of conditional use permit

request YM-459-07 for Scott Pederson to construct a confinement barn to house 2,000 finishing hogs in part of the southwest one-quarter of the northwest one-quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) of Section 28 in Sioux Agency Township T-114-N R-38-W. The Planning Commission provided two conditions with the recommendation. Motion by Commissioner Johnson and second by Commissioner Sherlin to approve conditional use permit YM-459-07 for Scott Pederson with the following conditions:

1. Plant and maintain 2 rows of fast growing trees on both the north and south sides of the barn within 12 months from the start of construction of the barn.
2. Latest technology shall be used if odor is deemed a nuisance by the Jerome meter, starting with the most feasible cost.

The motion is contingent on Pederson obtaining a waiver regarding distance to an existing feedlot/residence. Motion carried unanimously.

**Mark Jacoby – Windtower CUP 05-22-07-05** Zoning Administrator Jacobson presented a recommendation from the Planning Commission for approval of conditional use permit request YM-458-07 for Mark and Lori Jacoby to construct a 39.5 KW wind turbine with a 100' tower in part of the southeast one-quarter of the southeast one-quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 32 in Echo Township T-113-N R-38-W. No conditions were recommended. Motion by Commissioner Sherlin and second by Commissioner Remiger to approve conditional use permit YM-458-07 for Mark and Lori Jacoby. Motion carried unanimously.

**Myron Faller – Feedlot CUP 05-22-07-06** Zoning Administrator Jacobson presented a recommendation from the Planning Commission for denial of conditional use permit request YM-454-07 for Myron Faller to construct a confinement barn in part of the southeast one-quarter of the southeast one-quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 20 in Friendship Township T-115-N R-41-W. The Planning Commission provided several reasons for denial of the CUP including not having a signed lease for the proposed manure stockpile and not having a signed purchase agreement for the additional land needed for the proposed feedlot expansion. Motion by Commissioner Sherlin and second by Commissioner Wambeke to deny conditional use permit YM-454-07 for Myron Faller. Motion carried unanimously.

**Duininck Bros. – Gravel Pit CUP 05-22-07-07** Zoning Administrator Jacobson presented a recommendation from the Planning Commission for approval of conditional use permit request YM-461-07 for Duininck Bros. to operate a gravel pit, an extractive use, in part of the northeast one-quarter (NE $\frac{1}{4}$ ) of Section 8 in Swede Prairie Township T-114-N R-42-W. The Planning Commission provided seven conditions with the recommendation. Motion by Commissioner Sherlin and second by Commissioner Remiger to approve conditional use permit YM-461-07 for Duininck Bros. with the following conditions:

1. Applicant shall follow Section XVII, Mining Regulations.
2. Hours of operation shall be from 6 a.m. to 8 p.m., rather than 7 a.m. to 7 p.m. as required in Section XVII.
3. Applicant shall repair and maintain the township road to satisfactory condition as required by the township board.
4. Applicant must file a reclamation plan with the Zoning Office prior to beginning operation.
5. Shall place temporary advance warning signs while hauling.
6. Shall provide adequate dust control, as needed, to ensure safety.
7. The permit shall be reviewed by the Zoning Administrator at five year intervals.

Motion carried unanimously.

**Duininck Bros. – Gravel Pit CUP 05-22-07-08** Zoning Administrator Jacobson presented a recommendation from the Planning Commission for approval of conditional use permit request YM-460-07 for Duininck Bros. to operate a gravel pit, an extractive use, and a hot mix plant in part of the south one-half (S $\frac{1}{2}$ ) of Section 20 and part of the north one-half of the northeast one-quarter (N $\frac{1}{2}$  NE $\frac{1}{4}$ ) of Section 29 in Stony Run East Township T-116-N R-39-W. The Planning Commission provided 10

conditions with the recommendation. Motion by Commissioner Sherlin and second by Commissioner Remiger to approve conditional use permit YM-460-07 for Duinck Bros. with the following conditions:

1. Applicant shall follow Section XVII, Mining Regulations.
2. Hours of operation shall be 6 a.m. to 8 p.m., rather than 7 a.m. to 7 p.m. as stated in Section XVII.
3. Shall maintain and repair the township road to satisfactory condition, according to the township board.
4. Applicant must file reclamation plan with the Zoning Office prior to beginning operation.
5. Shall provide adequate dust control as needed to ensure safety.
6. Permit shall be reviewed by the Zoning Administrator at five year intervals.
7. No blasting of hard rock shall be allowed within the Wild and Scenic River District.
8. No crushing of hard rock material shall be allowed within the Wild and Scenic River District.
9. All traffic connected with the site, both in and out, shall use the township road to the East.
10. Hot mix asphalt manufacturing plant shall not be placed within the Wild and Scenic River District.

Motion carried unanimously.

**Region 5 HSEM Mutual Aid Agreement 05-22-07-09** County EM/VSO Michelle Gatz and County Attorney Keith Helgeson discussed a mutual aid agreement with several other counties that would make available each county's Homeland Security equipment and personnel. Motion by Commissioner Remiger and second by Commissioner Wambeke to approve the Region 5 HSEM Association Mutual Aid Agreement as presented. Motion carried unanimously.

**County Museum** EM/VSO Michelle Gatz updated the Board on the status of a grant to help pay for the costs of relocating the County Museum. The first grant application was not funded but FEMA has asked that a new grant request be submitted to a different grant program.

**PT Sheriff's Dept. Help 05-22-07-10** County Sheriff Bill Flaten requested to advertise for temporary part-time help to replace an existing temporary part-time position that is currently vacant. Motion by Commissioner Sherlin and second by Commissioner Wambeke to authorize advertisement for a temporary part position in the Sheriff's department. Motion carried unanimously.

**Replace Sheriff's Department Vehicle 05-22-07-11** Sheriff Flaten presented two quotes to replace a squad car that was destroyed by fire. Motion by Commissioner Remiger and second by Commissioner Wambeke to purchase a 2007 Ford Crown Victoria Police Interceptor for \$21,147.00. Motion carried unanimously.

**Interfund Loan policy 05-22-07-12** County Fiscal Officer Lois Bonde presented a recommendation from the Finance Committee to approve a new policy that provides for the loaning of resources from one county fund to another county fund that is experiencing a temporary cash shortage. Motion by Commissioner Remiger and second by Commissioner Sherlin to approve Policy Number 406 – Temporary Interfund Loans as presented. Motion carried unanimously.

**Unreserved Fund Balances Policy 05-22-07-13** Fiscal Officer Bonde presented a recommendation from the Finance Committee to approve changes to Policy 403 – Unreserved Fund Balances. Motion by Commissioner Remiger and second by Commissioner Wambeke to approve the changes to Policy 403 – Unreserved Fund Balances as presented. Motion carried unanimously.

**ID Badge Policy 05-22-07-14** Administrator Krosch presented a recommendation from the Labor Management Committee to approve changes to Policy 504 – Photo Identification Cards. Each department manager is responsible for making arrangements with the County Emergency Management

Office to get new ID cards for all employees. Motion by Commissioner Sherlin and second by Commissioner Wambeke to approve the changes to Policy 504 – Photo Identification Cards as presented. Motion carried unanimously.

**Chief Deputy Auditor Position 05-22-07-15** County Auditor/Treasurer Carolyn Sherlin recommended to the Board that Janel Timm be hired as the new County Chief Deputy Auditor. The Board discussed the process for making offers to candidates prior to Board approval. Motion by Commissioner Sherlin and second by Commissioner Remiger to approve the hiring of Janel Timm as Chief Deputy Auditor at Step 4 Grade 11 on the AFSCME Courthouse Union pay schedule. Motion carried four votes in favor and one vote against with Commissioner Johnson casting the vote against.

**Thoma House 05-22-07-16** Administrator Krosch informed the Board that Gary L. Monson was interested in acquiring the Thoma house that sits next to the Courthouse and moving it to another lot in Granite Falls. Monson offered one dollar for the house and asked for assistance with moving expenses. The Board discussed the expense it would be to the county to tear the house down and that this is the first offer anyone has made to take the house after advertising it several times. Motion by Commissioner Sherlin and second by Commissioner Remiger to sell the Thoma house located at 360 10<sup>th</sup> Avenue in Granite Falls to Gary L. Monson for one dollar with the County providing \$2,000 towards the moving expenses contingent upon Monson signing a purchase agreement and the house being removed by September 1, 2007. Motion carried four votes in favor and one vote against with Commissioner Johnson casting the vote against.

**Strategic Planning Discussion/Summary** Administrator Krosch presented a summary of the County's strategic planning session. The Board discussed IT needs and expansion and improvements to the courthouse and jail. The Board asked to have IT needs brought to the Creative Solutions Committee for further discussion and for additional information related to a jail expansion brought back to the board for further discussion.

**Informational** The Board reviewed the April 2007 jail report and 2007 budget.

**Approval of Disbursements/Review Auditor's Warrants 05-22-07-17** Motion by Commissioner Sherlin and second by Commissioner Remiger to approve Commissioner's Warrants as presented for the following amounts: \$24,123.91 Revenue Fund, \$55,140.97 Road and Bridge Fund, and \$4,494.85 Ditch Fund; and acknowledge review of Auditor's Warrants totaling \$85,252.86 and EFTs totaling \$4,015.00. Motion carried unanimously.

There was no other business brought before the Board.

**Adjourn 05-22-07-18** Motion by Commissioner Sherlin and second by Commissioner Johnson to adjourn at 3:40 p.m. Motion carried unanimously.

Witness:

Attest:

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Ron Antony, Chairman

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Carolyn Sherlin, Auditor/Treasurer